

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

01 SEP 10 AM 8 31

IN RE: ALL TELEPHONE COMPANIES)	OFFICE OF THE
TARIFF FILINGS REGARDING)	EXECUTIVE SECRETARY
RECLASSIFICATION OF PAY TELEPHONE)	Docket No. 97-00409
SERVICE)	

**MOTION TO COMPEL UNITED TELEPHONE-SOUTHEAST
TO RESPOND TO DISCOVERY**

The Tennessee Payphone Association ("TPOA") asks the Hearing Officer to compel United Telephone-Southeast, Inc. ("United") to respond fully to the First Set of Data Requests filed by TPOA. As explained below and, more fully, in the attached statement by Don Wood, United has failed to provide payphone specific and PTAS-specific cost data needed by TPOA to establish the direct costs of PTAS service.

Specifically, TPOA asks that United be compelled to respond directly and completely to questions 18(c), 11(a) and 11(b). Question 18(c) asks for the "average length of a loop used to provide payphone service" in each wire center. United's response states, "The same answer as given for Question 18(a)." But the answer to 18(a) is merely a worksheet file containing the average loop length of all voice grade loops in each wire center. United did not provide payphone loop lengths as requested. Similarly, questions 11(a) and 11(b) request costs "specific to PTAS service." United's answer to question 11(a) refers to "payphone costs" not the costs of PTAS service. United's answer is not responsive to the question. Question 11(b) asks how the company calculated PTAS-specific costs. United's answer states that the "PTAS Loop Cost" used in the company's cost study is based on "average loop costs for each United wire center"

rather than on PTAS-specific costs. Here again, United's answer is not responsive to the question. As to each of these questions, United should either provide the payphone specific and PTAS specific cost information requested by TPOA or forthrightly explain why the company is not providing that information.

Because this Motion involves only three questions and only directly affects two parties, TPOA and United, TPOA asks that the Hearing Officer require United to respond to the Motion within a few days, no more than a week. Thereafter, if the Hearing Officer believes that a pre-hearing conference is necessary to discuss the Motion, TPOA asks that the conference be conducted as soon as practical, perhaps by telephone.

Respectfully submitted,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By: _____

Henry Walker

414 Union Street, Suite 1600

P.O. Box 198062

Nashville, Tennessee 37219

(615) 252-2363

CERTIFICATE OF SERVICE

I hereby certify that on September 7, 2001, a copy of the foregoing document was served on the parties of record, via hand delivery or U.S. First Class Mail addressed as follows:

Richard Collier, Esquire
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

Janet M. Kleinfelter, Esquire
Assistant Attorney General
Financial Division
425 Fifth Avenue North, 2nd Floor
Nashville, Tennessee 37243-0500

T.G. Pappas, Esquire
Bass, Berry & Sims
2700 First American Center
Nashville, Tennessee 37219-8888

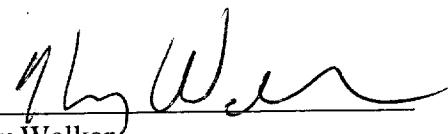
James Wright, Esquire
United Telephone-Southeast
14111 Capitol Blvd.
Wake Forest, NC 27587

Jon Hastings, Esquire
Boult, Cummings, Conners & Berry
414 Union Street, Suite 1600
Nashville, Tennessee 37219-8062

Val Sanford, Esquire
Gullett, Sanford, Robinson & Martin
230 Fourth Avenue North
Third Floor
Nashville, Tennessee 37219-8888

Guy M. Hicks, Esquire
BellSouth Telecommunications, Inc.
Suite 2101
333 Commerce Street
Nashville, Tennessee 37201-3300

Richard Tettelbaum, Esquire
Citizens Telecom
1400 16th Street, N.W., Suite 500
Washington, D.C. 20036


Henry Walker